

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ARISTA RECORDS LLC; ATLANTIC  
RECORDING CORPORATION; BMG  
MUSIC; CAPITAL RECORDS, INC.;  
CAROLINE RECORDS, INC.; ELEKTRA  
ENTERTAINMENT GROUP, INC.;  
INTERSCOPE RECORDS; LAFACE  
RECORDS LLC; MAVERICK RECORDING  
COMPANY; SONY BMG MUSIC  
ENTERTAINMENT; UMG RECORDINGS,  
INC.; VIRGIN RECORDS AMERICA, INC.;  
WARNER BROS. RECORDS INC.; and  
ZOMBA RECORDING LLC,

Plaintiffs,

vs.

USENET.COM, INC.,

Defendants.

Civil Action No. 07-CIV-8822(HB)

NOTICE OF MOTION FOR ADMISSION  
PRO HAC VICE

2007 NOV 27 PM 2:24

FILED  
U.S. DISTRICT COURT

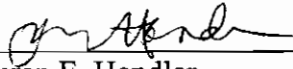
PLEASE TAKE NOTICE that, upon the Affidavit of Lauren E. Handler, submitted herewith, the undersigned respectfully moves this Court for an Order pursuant to Rule 1.3(c) of the Local Rules of this Court, admitting Charles S. Baker and Joseph D. Cohen pro hac vice to the Bar of this Court for the purpose of representing Defendant Usenet.com, Inc. in the above-captioned proceeding.

Dated: November 26, 2007.  
Morristown, NJ

Respectfully submitted,

Of counsel:

Charles S. Baker  
Joseph D. Cohen  
PORTER & HEDGES, LLP  
1000 Main Street, 36<sup>th</sup> Floor  
Houston, Texas 77002  
(713) 226-6000 (Telephone)  
(713) 228-1331 (Facsimile)  
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\_\_\_\_\_  
Lauren E. Handler  
SDNY (LEH 6908)  
PORZIO, BROMBERG & NEWMAN, P.C.  
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*Attorneys for Defendant*

UNITED STATES DISTRICT COURT  
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**AFFIDAVIT OF LAUREN E. HANDLER IN  
SUPPORT OF MOTION FOR ADMISSION  
PRO HAC VICE**

STATE OF NEW JERSEY    )  
  SS.  
COUNTY OF MORRIS     )

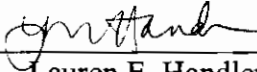
Lauren E. Handler, being duly sworn, deposes and says:

1. I am a partner with the firm of Porzio, Bromberg & Newman, P.C., attorneys for Defendant Usenet.com, Inc. in the above-captioned proceeding and a member in good standing of the Bar of this Court since 1984. I make this Affidavit In Support of the Motion, pursuant to Rule 1.3(c) of the Local Rules of this Court, for admission of Charles S. Baker and Joseph D. Cohen to the Bar of this Court pro hac vice.

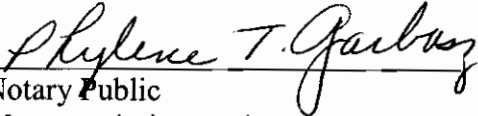
2. Mr. Baker is a partner with the firm of Porter & Hedges, L.L.P., attorneys for Defendant Usenet.com, Inc. in the above-captioned proceeding. He is a member in good standing of the Bar of the State of Texas. Mr. Baker is also admitted to practice in the United States Supreme Court, the United States Court of Appeals for the Ninth and Fifth Circuit, the United States District Court for the Southern District of Texas, the United States District Court for the Northern District of Texas, the United States District Court for the Eastern District of Texas and the United States District Court for the Western District of Texas. Attached hereto as Exhibit 1 is a certificate from the State Bar of Texas stating that Mr. Baker is a member in good standing of the Bar of the State of Texas. Mr. Baker is familiar with the Federal Rules of Civil Procedure, the Federal Rules of Evidence, and the Rules of this Court.

3. Mr. Cohen is a partner with the firm of Porter & Hedges, L.L.P., attorneys for Defendant Usenet.com, Inc. in the above-captioned proceeding. He is a member in good standing of the Bar of the State of Texas. Mr. Cohen is also admitted to practice in the United States Court of Appeals for the Fifth Circuit, the United States District Court for the Southern District of Texas, the United States District Court for the Northern District of Texas, the United States District Court for the Eastern District of Texas and the United States District Court for the Western District of Texas. Attached hereto as Exhibit 1 is a certificate from the State Bar of Texas stating that Mr. Cohen is a member in good standing of the Bar of the State of Texas. Mr. Cohen is familiar with the Federal Rules of Civil Procedure, the Federal Rules of Evidence, and the Rules of this Court.

3. Accordingly, I respectfully request that Charles S. Baker and Joseph D. Cohen be admitted to the Bar of this Court pro hac vice for the purposes of representing Defendant Usenet.com, Inc. in the above-captioned proceeding.

  
\_\_\_\_\_  
Lauren E. Handler

Sworn to before me this 26 day of  
November, 2007

  
\_\_\_\_\_  
Notary Public  
My commission expires:

PHYLENE T. GARBASZ  
A Notary Public of New Jersey  
My Commission Expires October 10, 2009

# STATE BAR OF TEXAS



## Office of The Chief Disciplinary Counsel

November 06, 2007

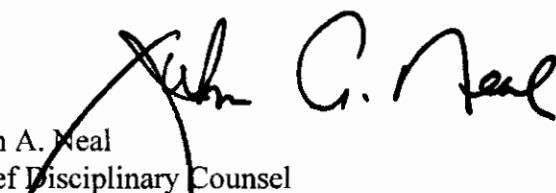
RE: **Mr. Charles S. Baker**  
State Bar Number - **01566200**

To Whom it May Concern:

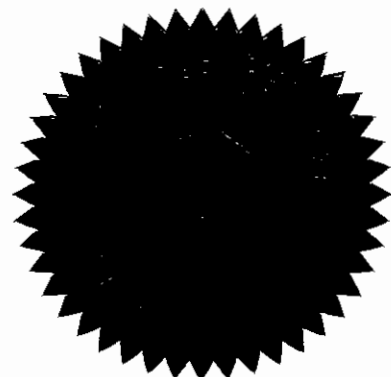
This is to certify that Mr. Charles S. Baker was licensed to practice law in Texas on November 08, 1985 and is an active member in good standing with the State Bar of Texas.

Good Standing means that the attorney is current on payment of Bar dues and attorney occupation tax; has met Minimum Continuing Legal Education requirements; and is not presently under either administrative or disciplinary suspension.

No disciplinary action involving professional misconduct has been taken against the attorney's law license. This certification expires 30 days from this date, unless sooner revoked or rendered invalid by operation of rule or law.

  
John A. Neal  
Chief Disciplinary Counsel

JN/dh



# STATE BAR OF TEXAS



## Office of The Chief Disciplinary Counsel

November 06, 2007

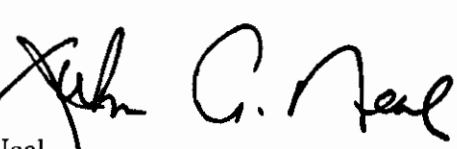
RE: **Mr. Joseph David Cohen**  
State Bar Number - **04508369**

To Whom it May Concern:

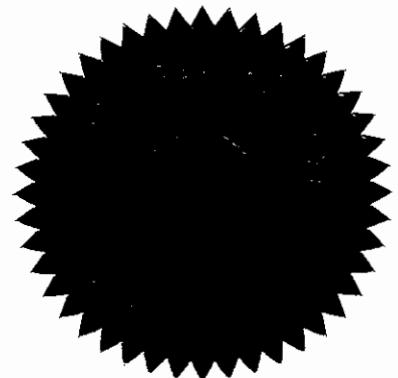
This is to certify that Mr. Joseph David Cohen was licensed to practice law in Texas on November 01, 1991 and is an active member in good standing with the State Bar of Texas.

Good Standing means that the attorney is current on payment of Bar dues and attorney occupation tax; has met Minimum Continuing Legal Education requirements; and is not presently under either administrative or disciplinary suspension.

No disciplinary action involving professional misconduct has been taken against the attorney's law license. This certification expires 30 days from this date, unless sooner revoked or rendered invalid by operation of rule or law.

  
John A. Neal  
Chief Disciplinary Counsel

JN/dh



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ARISTA RECORDS LLC; ATLANTIC  
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Plaintiffs,

vs.

USENET.COM, INC.,

Defendants.

Civil Action No. 07-CIV-8822(HB)

**ORDER GRANTING PRO HAC VICE  
ADMISSION TO CHARLES S. BAKER,  
ESQ. AND JOSEPH D. COHEN, ESQ.**

This matter having been opened to the Court by Porzio, Bromberg & Newman, P.C., attorneys for Defendant Usenet.com, Inc. on applications for the admission *pro hac vice* of Charles S. Baker, Esq. and Joseph D. Cohen, Esq. of the law firm of Porter & Hedges, L.L.P., 1000 Main Street, 36th Floor, Houston, Texas, and

The Court having considered that application, and for other good cause shown,

It is on this \_\_\_\_ day of \_\_\_\_\_, 2007,

ORDERED that for the purposes of the above-captioned matter, Charles S. Baker and Joseph D. Cohen are hereby admitted to the Bar of the United States District Court for the Southern District of New York *pro hac vice*.



STATE OF NEW YORK     )  
                                  SS.:  
COUNTY OF NEW YORK    )

Suzanne Hammill being duly sworn, deposes and says that she is not a party to the within action, is over 21 years of age and resides in New York, New York.

That on this 27<sup>th</sup> day of November, 2007, deponent caused a true and correct copy of the Notice of Motion for Admission Pro Hac Vice of Charles S. Baker and Joseph D. Cohen, Affidavit of Lauren E. Handler In Support of Motion for Pro Hac Vice Admission, Proposed Order Granting Pro Hac Vice Admission to Charles S. Baker and Joseph D. Cohen to be served by first class mail, postage prepaid, upon the following counsel of record:


Andrew H. Bart  
Iris E. Bennett  
Luke C. Platzer  
JENNER & BLOCK, LLP  
601 Thirteenth Street, NW  
Suite 1200 South  
Washington, DC 20005

Kenneth L. Doroshow  
Karyn A. Temple  
RECORDING INDUSTRY ASSOCIATION  
OF AMERICA  
1025 F Street, NW  
10<sup>th</sup> Floor  
Washington, DC 20004

*Attorneys for Plaintiffs*

  
\_\_\_\_\_  
SUZANNE HAMMILL

Sworn to before me this  
27<sup>th</sup> day of November, 2007.

  
\_\_\_\_\_  
Notary Public

**MUNNIKHUYSEN, HEIDI  
NOTARY PUBLIC, NEW YORK STATE  
Registration No. 01MU6174964  
Qualified in New York County  
Commission Expires 10/01/2011**